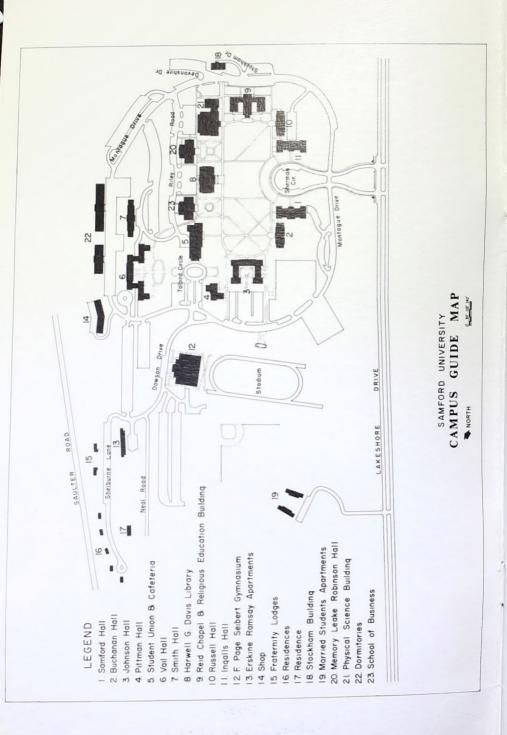


BULLETIN 1969-1970
CUMBERLAND SCHOOL OF LAW ISSUE



CATALOG

of

Cumberland School of Law

of

Samford University



BIRMINGHAM, ALABAMA

CATALOG 1968-1969

Announcements 1969-1970

SAMFORD UNIVERSITY BULLETIN

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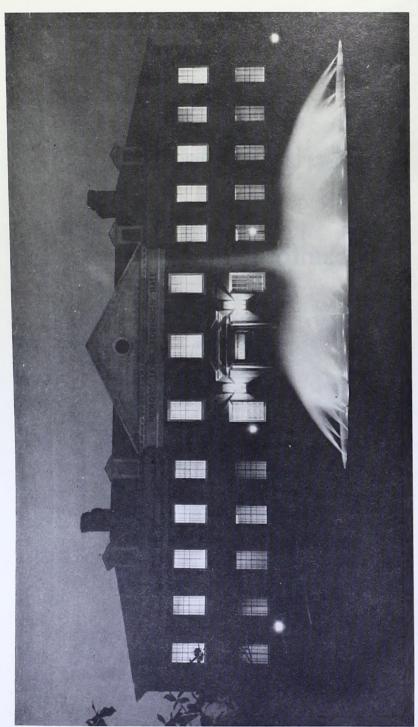
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APRIL, 1969

NUMBER 2

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Cumberland School of Law
Samford University



LAW BUILDING, MEMORY LEAKE ROBINSON HALL

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LAW SCHOOL CALENDAR

1969

SUMMER SESSION—June 3-August 2

June 4-August 2—Summer Classes

August 22 (Friday)—President's Reception for Seniors and their families

August 23 (Saturday)—10:00 A.M.—Summer Graduation exercises

RECESS—August 2-September 5 (inclusive)

September 2—10:30 A.M.—Faculty Meeting

FIRST SEMESTER—September 5, 1969—January 23, 1970

September 5-6—Orientation for new students

September 5 (Friday)—Registration

September 8 (Monday)—Classes begin

September 20 (Saturday)—Last date for change of schedule October 24 (Friday)—Last date for dropping a course without academic penalty

November 1 (Saturday)—Homecoming

November 27-28 (Thursday-Friday) — Thanksgiving recess*

December 22-January 4—Christmas recess*

1970

January 5 (Monday) 8:00—Classes resume

January 5 (Monday)—Last date for dropping a class

January 14-22 (Wednesday night, Thursday morning, inclusive)—Final Examinations

SECOND SEMESTER-January 26-May 30

January 26 (Monday)—Registration

January 27 (Tuesday)—Classes Begin

February 9 (Monday)—Last date for change of schedule

March 9-13 (Monday-Friday inclusive)—Christian Emphasis week

March 6 (Friday)—Last date for dropping courses without academic penalty

March 28-April 5 (inclusive)—Spring Recess

April 5—Easter

April 29 (Wednesday)—Scholarship Day

May 1, 2 (Friday, Saturday) —Law Days

May 4 (Monday)—Last date for dropping a class

May 21-28 (Thursday night, Thursday morning inclusive)
—Final Examinations

May 29 (Friday)—Candelight Dinner

May 30 (Saturday)—10:00 A.M. Baccalaureate exercises

*NOTE: All days preceding holidays will end at 10:00 P.M. and include evening classes. All classes will reconvene at 8:00 A.M. following each holiday recess.

3:00-4:00 P.M.—President's Reception for Seniors and their families 7:30 P.M.—Graduation

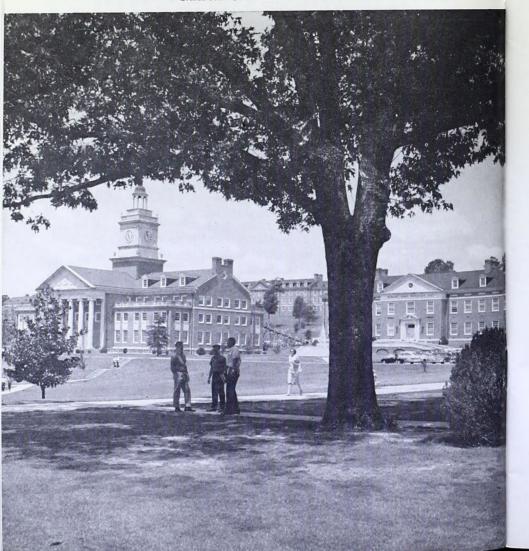
SUMMER SESSION—June 3-August 3

June 3-August 3—Summer Classes

August 21 (Friday)—President's Reception for Seniors and their families

August 22 (Saturday)—Summer graduation exercises

SAMFORD UNIVERSITY CAMPUS



CUMBERLAND SCHOOL OF LAW

ACCREDITATION

The School of Law is fully approved by all national and state accrediting agencies. It is a member of the Association of American Law Schools and is fully approved by the American Bar Association through its Section of Legal Education, and is also approved by the Board of Regents of the University of the State of New York. Because of this approval, a graduate of the School of Law is eligible to take the bar examination in any State in the Union. The School is also approved by the Veterans Administration for the training of veterans.

AIMS AND OBJECTIVES OF LAW SCHOOL

The program of the School of Law seeks to maintain high standards of legal education and thereby to prepare young men and women of intelligence, industry and character for the practice of law, and to provide legal training for those planning to enter business or public service. The aim is to develop the analytical powers of the student, as well as to provide him with a knowledge of legal principles and their historical development, and at the same time to instill in each student a high sense of the ethics of the profession.

The School of Law is an integral part of Samford University and the objectives of the university are the objectives of the Law School within its sphere as applied to its specialty. The School of Law is church related and it seeks to offer a distinctive program emphasizing Christian precepts which are interwoven into our legal principles. The School is determined to teach the significance of law as a genuine part of the culture of the nation and to instill in the student a sense of social responsibility in the context of Christian ethics and the highest traditions of the legal profession. There is a conscious effort to develop all of the technical skills necessary for the lawyer, and to develop proficiency in legal reasoning and competence in legal method.

The School of Law recognizes the strategic importance of the legal profession which has almost exclusive control over the judiciary of our states and our nation and largely dominates the legislative and executive branches of our national and state govern-

ments. Being under the auspices of a denomination which has always stood for the absolute spiritual freedom of the individual, the school emphasizes the American concept of maximum liberty in every phase of life for each individual, consistent with order in society. A Southern Baptist Law School without this emphasis would not be in harmony with its constituency.

It is our aim to expound a philosophy of law to the student which will recognize that all human law is valid and enduring only to the extent that it is in accord, directly or indirectly, with the eternal principles of God, which some refer to as natural law.

BRIEF HISTORY OF THE SCHOOL OF LAW

The Cumberland School of Law was established in Cumberland University, Lebanon, Tennessee, October 1, 1847, as a result of the action of the Board of Trustees taken on February 22, 1847. When the School of Law opened, the course of study comprised two years of law without any definite pre-legal requirements. In 1871 the course of study was reduced to one year; this plan was necessary because of the economic conditions created as an aftermath of the Civil War. The school later required two years of law and in 1946 adopted a standard three-year program. In September, 1952, the pre-legal college work requirement was increased to three years. In September, 1965, the pre-legal college work requirements were raised to a baccalaureate degree.

The School of Law, as it is now constituted, requires a baccalaureate degree before entrance or within twelve months thereafter. Three academic years or the equivalent of six semesters is required in the full-time program and four academic years or the equivalent of eight semesters is required in the Extended (Evening) Division. The satisfactory completion of this work entitles the student to the Doctor of Jurisprudence degree.

In February, 1949, provisional approval was given the Cumberland School of Law of Cumberland University by the American Bar Association. Full approval was granted by the American Bar Association in September of 1952. In November of 1952 the School was registered by the Board of Regents of the State of New York. In December of 1952 the school was granted membership in the Asso-

ciation of American Law Schools. This gained for the School of Law every recognition possible for an American law school.

The Cumberland School of Law became a part of Samford University, then Howard College, in Birmingham, Alabama, on June 27, 1961.

ALUMNI

Since 1847, the School of Law has awarded over 8,200 Bachelor of Laws degrees and over 250 Juris Doctor degrees. Alumni are to be found in all fifty states of the nation, the District of Columbia, the Philippines, the Canal Zone, and Puerto Rico. Graduates of the Cumberland School of Law have also come from such foreign countries as Canada, Cuba, Egypt, Japan, Korea, Mexico, and Pakistan. Many of them now occupy distinguished positions of high responsibility in education, government, and business. Thus the Cumberland School of Law of Samford University is one of the very few truly national law schools in the South.

Among its more than 8,400 alumni, over 4,000 of whom are now living, the School of Law has produced ten governors, two United States Supreme Court justices, a Secretary of State of the United States, ten United States senators, seventy-five United States representatives, numerous supreme court justices of the various states, federal district and appellate judges, state appellate judges, state attorneys general, lieutenant governors, United States and state district attorneys, diplomatic officials, college presidents, law professors, distinguished legal writers and scholars, administrative officials of the United States and state governments. Also, a large number of outstanding practitioners, corporate heads, circuit judges, chancellors, members of state legislatures, county judges, and other county and municipal officials received their legal training at the Cumberland School of Law.

Through the years, the Cumberland School of Law has been regularly staffed with many brilliant legal scholars—distinguished men like Abraham Caruthers, author of Caruthers' History of Lawsuit; Dr. Andrew C. Martin; Nathan Green, Sr.; Nathan Green, Jr.; Grafton Green; A. B. Neil; Sam B. Gilreath, revisor of History of a Lawsuit and editorial consultant for the new Tennessee Code, and many other outstanding leaders of the profession. The current faculty is the largest and strongest in the school's long history.

LOCATION

Samford's new four-hundred-acre campus of Colonial-Georgian architecture is one of the most beautiful in the entire nation. Located in the picturesque mountainous area of Shades Valley, the college has unlimited possibilities for continued growth and development.

Birmingham, Alabama's largest city, is the state's industrial, business, and cultural center. Fine facilities are available for recreational pursuits.

The university, easily reached by an excellent system of railways, air lines and highways, is one of the state's leading tourist attractions.

The home of the School of Law is the dignified and imposing Memory Leake Robinson Hall in the center of the campus, just to the East of the main library.

SAMFORD UNIVERSITY



ALABAMA LAW INSTITUTE

The Alabama Law Institute was established by the Alabama Legislature in 1967 as an official advisory law revision, law reform and legal research agency of the State of Alabama. Membership in the Institute includes leading lawyers, judges, law professors, and officials of the State of Alabama. The Institute is designed to devise and carry out a plan of continuous revision of the Alabama Code, to carry on scholarly discussions of current problems, and to make recommendations to the legislature concerning needed improvements in the substantive and adjective law of the state.

The Dean of the Cumberland School of Law and two of the Cumberland Faculty are members of the Institute. It is expected that the faculty and students of the Law School will be called upon to assist in the research and drafting of major projects in their fields of interest.

CONTINUING LEGAL EDUCATION

The Cumberland School of Law of Samford University and the School of Law of the University of Alabama cooperate with the Alabama Bar Association in a state wide program of Continuing Legal Education.

SAMFORD UNIVERSITY

HISTORY

Samford University opened its doors on January 3, 1842, in Marion, Alabama, as Howard College. Founded by a group of educational, economic and religious leaders, it has survived two destructive fires, the partial paralysis of the Civil War and Reconstruction and, in 1887, the relocation to Birmingham.

In 1920 Howard College gained membership in the Southern Association of Colleges. The establishment of the Teacher Education Division in 1914 and the Division of Pharmacy in 1927 highlighted the school's continuous growth throughout the years.

In 1947 the trustees of the institution acquired a tract of 400 acres in Shades Valley in the Homewood-Mountain Brook section of Birmingham. The Alabama Baptist State Convention authorized the building of a new campus on this site, and work was begun in 1954. The institution moved to the new site in the summer of 1957.

The historic and renowned Cumberland School of Law, established in 1847, at Lebanon, Tennessee, was acquired in 1961. In 1965 the Master's Degree Program was reinstituted. This development, coupled with the existing diversity of degree programs and the outstanding caliber of the faculty personnel, resulted in Howard College's official elevation to university status on November 9, 1965.

The new university was named for Frank Park Samford, member of one of Alabama's most respected Baptist families, chairman of the Howard Board of Trustees and the institution's most generous individual benefactor.

In 1966 the Division of Business Administration, the Division of Pharmacy and the Division of Teacher Education were elevated to school status to become the School of Business, the School of Pharmacy and the School of Education respectively, each with an administrative dean.

The historic Howard College continues in existence but as part of a greater institution, Samford University, whose growth and progress remain an unending process.

PURPOSE

The purpose of Samford University is to promote Christianity through the development of Christian character, a sense of personal responsibility, and the opportunity and the stimulus for each student to secure a broad and academically sound education in a positive Christian environment. To this end, Samford University attempts to define and convey to the student the Christian world view.

In fulfilling such a purpose, Samford University seeks to develop Christian leaders for widely varied fields of service. It strives constantly for academic excellence in conscious expression of the Christian faith with its commitment to the primacy of truth, its concern for human values and the inter-relationship of faith and reason. Samford also steadfastly endeavors to create and nurture an atmosphere conducive to the Christian ethic.

ACADEMIC INFORMATION

REQUIREMENTS FOR ENTRANCE

PRE-LEGAL EDUCATION

Preparation for law study, as well as for later life, is best based on a broad liberal arts background, rather than on a narrowly specialized one. The Cumberland School of Law of Samford University has no set pre-law curriculum requirements for admission. Each person's qualifications will be evaluated individually. Rather than attempting to prescribe the specific content of the individual courses taken by a pre-law student, the Cumberland School of Law places greater emphasis on the student's ability to read and comprehend accurately, thoroughly and rapidly, to speak and write clearly and correctly, to think precisely and logically, to analyze complex fact situations, and to weigh and appraise legal and other materials. It is believed that to accomplish these purposes a student should take as much college work as possible. It is suggested the pre-legal program of study include English composition and literature, economics, history, political science, philosophy, psychology and other subjects in the field of social sciences, as well as courses in the natural sciences, mathematics and accounting. It is believed that the above suggestions will tend to prepare the prospective law student academically and will also help make him aware of the moral and ethical principles inculcated in the Judaic-Christian tradition upon which western civilization is based. A baccalaureate degree usually satisfies these requirements.

ADMISSION REQUIREMENTS

The Cumberland School of Law selects its students from the following classes of applicants:

- (1) Applicants who present evidence that they are graduates of an accredited college, and
- (2) Applicants who have made a satisfactory score on the Law School Admissions Test.
- (3) A \$25.00 application deposit must accompany the application for admission. The deposit will be applied as payment on the

fees for the first semester in residence. The deposit will be refunded if the applicant is rejected. If the application is cancelled at least 60 days before the beginning of the term for which application is made, one-half may be refunded. If notice of cancellation is not received at least 60 days before the term begins, no refund can be made. An incomplete application does not constitute a rejection. If the deposit is submitted within the 60 day period it is not refundable if the application is cancelled or not completed.

Applicants are selected on the basis of their Law School Admission Test scores, the quality of their college work, and their general fitness for the study of law. Women are admitted on equal terms with men.

LAW SCHOOL ADMISSION TEST

All applicants for admission as beginning law students must take the Law School Admission Test. Any applicant failing to take the test or failing to obtain a postponement prior to registration is ineligible to register for work in the Cumberland School of Law. The grade received on the test will be considered in determining whether or not the applicant shall be admitted to the School of Law and/or continued in the School of Law.

Information regarding the test may be secured from the office of the Law School at Samford University or from the Educational Testing Service, 20 Nassau Street, Princeton, New Jersey.

The Law School Admission Test is given on the Samford University campus four times each calendar year. The dates for the tests are set for November, February, April, and August. Applications for this test should be made well in advance of the day the test is given.

ADVANCED STANDING

Applicants who have met the admission requirements and who have also earned credits in another law school approved by the American Bar Association may be given advanced standing. Such applicants should request the registrar of each law school attended to send directly to the Office of the Dean of the Cumberland School of Law at Samford University, transcripts of their complete records, together with honorable dismissals from the school(s) last attended. An evaluation of these records will be made available to the Committee on Admissions and Advanced Standing, and credit may be allowed. If full credit is allowed, the work must equal in

amount and character that required by the Cumberland School of Law. Provisional credit is first given; this becomes permanent at the end of the first year of residence if all work in the Cumberland School of Law has been satisfactory. The Cumberland School of Law reserves the right to reduce credit, or to refuse credit, if conditions so warrant. No student shall be admitted to advanced standing who has failed the bar examination of any state as many as three times. No student will be considered for admission if he is ineligible to return to the school last attended.

To be eligible for the degree of Doctor of Jurisprudence, a transfer student must have completed one full academic year of residence in the Cumberland School of Law, including the year immediately preceding the granting of such degree and the last twenty-six semester hours of credit. He must also maintain a satisfactory grade average on work taken at Cumberland. No transfer student will be accepted to the Senior Class who is not in the top 25 percent of his class at the law school last attended.

SPECIAL STUDENTS

A special student is defined as a person who cannot satisfy the entrance requirements established for candidates for the law degree, but who gives evidence of ability to profit by the study of law, and who has reached some maturity, not being less than 23 years of age. Under exceptional circumstances, an approved school may admit some of these students, as a matter of discretion, but usually will not confer a degree upon such a student. Special students are not admitted at this time. However, a person may be accepted as a "Cumberland Special" if he meets the minimum American Bar Association standard of 96 semester hours but does not have a baccalaureate degree. A "Cumberland Special" student will receive a Bachelor of Laws degree instead of the Juris Doctor.

INDIVIDUAL COURSES AND AUDITING

Enrollment for individual courses is permitted with special permission. To receive academic credit, the applicant must meet the regular requirements for admission. A member of the Bar who does not seek academic credit may enroll for a course without meeting other admission requirements. He may take the examination or not, at his option.

COMBINATION ARTS-LAW DEGREE

In a number of colleges and universities a student who has completed three years of work towards the A.B. or equivalent degree will be allowed to spend a year of law study elsewhere and count such year of law credit as the final year of work for the literary degree. The combined degree program has been discontinued at the University and the law school now requires a baccalaureate degree without exceptions. Any baccalaurate degree will be sufficient to meet this requirement.

REQUIREMENTS FOR THE DEGREE OF BACHELOR OF LAWS (LL.B.) AND DOCTOR OF JURISPRUDENCE (J.D.)

Students who have completed 88 semester hours of acceptable credit with a minimum quality-point ratio of 1.00 (a quality-point ratio of 1.00 being equivalent to an average grade of C) and who have acquired six semesters of prescribed residence credit in the regular division or eight semesters in the extended division will, upon reommendation of the faculty of the School of Law, be granted the degree of Doctor of Jurisprudence or Bachelor of Laws. The last 26 semester hours of acceptable credit must have been earned in residence at the Cumberland School of Law of Samford University. Any other work credited towards a law degree at Cumberland must come by transfer of credit from a law school approved by the American Bar Association. The Bachelor of Laws degree will be conferred on candidates who have completed less than the Baccalaureate degree prior to completing requirements for a law degree. A combination J.D. or M.B.A. or J.D. and M.A. may be earned under certain circumstances as set forth herein.

COMBINATION J.D. AND M.B.A. OR M.A. PROGRAMS

A limited number of credit hours acceptable as part of the course load for the M.B.A. or for the M.A. in history and political science may be earned in the law school. The law school and graduate school of Samford University now have a program designed to enable a student to use the summer terms following his first and second years in law school in meeting the requirements for both degrees. This will enable a student to graduate with his class and earn both the M.B.A. and J.D. or M.A. in history and political science and J.D. degrees in the time ordinarily required for the J.D. degree alone.

REGULAR AND EXTENDED PROGRAM

Two programs of study are available, the regular and the extended (evening) programs, both having the same content, however. A student following the regular program will attend classes during the day, will carry from twelve to fifteen hours each semester, and may arrange his schedule so as to graduate at the end of his third academic year, though not before. A student following the extended program will attend classes in the evening and on Saturday morning, presently will carry no more than ten hours each semester, and may expect to study for at least four years before his graduation. A student in the regular program might attend class at any time during the day, and should not attempt to perform any substantial outside employment. A student employed more than twenty hours per week cannot follow or remain in the regular program. Any student in the regular program may be required to give evidence of his outside employment.

The academic year consists of the fall and spring semesters. The School offers work also in an eight-week summer session.

TIME OF ENTRANCE

Beginning students are regularly admitted in the fall and spring semesters and for the summer term. Beginning students desiring to enter other than in September should consult with the Dean. Students who transfer from other law schools with the necessary prerequisites may enter the School of Law at the beginning of any semester.

REGISTRATION WITH THE STATE BAR COMMISSION

The State Bar Commission of Alabama requires that every person entering a law school with the intention of thereafter applying to the Alabama Bar must file a written notice of his or her intention to begin the study of law and thereafter apply for admission to the Alabama Bar with the Secretary of the Board of Commissioners of the Alabama State Bar.

Students who expect to practice law in states other than Alabama should investigate possible similar requirements in such states or should consult with the Dean of the Cumberland School of Law before registering.

The application forms used for registration with the State Bar Commission together with forms used for character affadavits and a sheet of instructions may be obtained from the Dean of the Cumberland School of Law or by writing directly to Judge John B. Scott, Secretary, Alabama State Bar, P. O. Box 2106, Montgomery, Alabama. Forms used for Tennessee registration may be obtained directly from the Dean of the Cumberland School of Law. Forms for Florida may be obtained from the Dean of the School of Law or directly from James B. Tippin, Executive Director, Florida Board of Bar Examiners, Supreme Court Building, Tallahassee, Florida.

LATE ENROLLMENT, CHANGES OF SCHEDULES

- 1. No student shall be permitted to enroll in any course later than six days after classes in that course have begun.
- 2. All changes in schedules shall be adjusted during the first ten days of classes, and must be recorded in the Office of the Dean of the Cumberland School of Law by the student concerned.

DROPS

- 1. If a student who is doing satisfactory work drops a course the first eight weeks, or its equivalent, "WP" (withdrew passing) will be entered on his record. This carries no academic penalty.
- 2. If a student who is doing unsatisfactory work in a course drops it the first eight weeks or its equivalent, "WF" (withdrew failing) will be entered on his record and will carry a penalty as if it were an outright "F."
- 3. No voluntary withdrawals are permitted after the first eight weeks of a semester, or its equivalent.
- 4. If a student drops out of school or drops a course without notifying the Dean in writing, "XF," will be entered on his record with the same penalty as "F."
- 5. The date of the course drop will be the date the official drop card properly signed by the appropriate officials is returned to the office of the Dean.

WOMEN STUDENTS

Samford University is a co-educational institution, and women students are welcome in the School of Law.

EXAMINATIONS

Written examinations are conducted in each course at the end of every semester. A student must receive a grade of D or above in order to obtain credit. Regular attendance and satisfactory recitation in class are factors bearing upon the students eligibility to take examinations. Permission to be absent from or to make up a final examination must always be obtained from the Dean.

METHOD OF INSTRUCTION

The case method of instruction, now employed in all leading American Law Schools, is followed in the Law School. The case books used in the various courses contain carefully organized selections of authoritative and significant opinions of the various courts of the United States and other countries which reveal the law in action and the reasons for its rules. The case method of instruction is supplemented by exercises in drafting various types of legal documents, by individual creative work in a number of the courses, and by Moot Court in which the student becomes acquainted with the more practical aspects of the practice of law. A comparatively small enrollment makes possible individual instruction not practicable in the larger schools.

Students are required to study and brief all assigned cases in each of the courses and to recite in class. Written final examinations are required in all courses at the end of each semester, except such courses as are not reasonably susceptible thereto.

The laws peculiar to Alabama are noted, but, since approximately forty percent of the students come from other states, the curriculum is designed to be sufficiently broad to prepare students for practice in all states.

Moot Court. Two hours of Moot Court are required for graduation since it is felt that this practical supplement to the regular classroom work is invaluable. Under the direction of members of the faculty, students are given special training in the preparation of cases for trial and in the presentation of cases before a trial court consisting of judge and jury, and the briefing and argument of a case before an appellate court.

Course of Study. The course requires a period of three academic years or 6 semesters of study for the full-time students. By attending continuously during the regular school year and the summer sessions it is possible to complete the work required for the

degree in twenty-seven months. Eight semesters or four academic years are required for the extended (evening) division.

Unit of Credit. The semester hour is the unit of credit. A semester hour represents a fifty-minute period of acceptable class work each week for a period of approximately eighteen weeks.

NORMAL CREDIT LOAD. The normal academic load for a student in good standing is thirteen to fifteen hours each semester. The maximum load that can be undertaken without the explicit permission of the Dean is fifteen hours. At least ten hours must be taken before a student can be classified as full-time. The normal load in the extended (evening) division is eight to eleven hours.

EXTRA COURSES. As a general rule no student should attempt to carry more than the normal credit load of fifteen hours. Certain strong students may be allowed, however, to take extra course work. A student becomes eligible to take extra courses for credit only when he has established a quality-point ratio of 2.00 and gained the consent of the Dean. In no circumstances will an evening student be allowed to take more than twelve hours.

GRADES AND REPORTS

THE GRADING SYSTEM. Students are graded in their academic achievements according to a system of letter grades. The various letters used in grading and their meanings are listed below.

- A—denotes work of finest quality and is earned by a very small percentage of a class.
- B-denotes superior work of better than average quality.
- C—denotes good work of medium or average quality. Since C is the average grade, it is usually the most frequently assigned of any of the grades.
- D—denotes poor work that is definitely inferior to average quality.
- F—denotes failure. F indicates that the student's work is not equal to the minimum standard of achievement expected. This is a permanent grade, and the student must repeat the course if he should desire credit in the subject.
- I—denotes incompleteness. This is a temporary grade which must be replaced by a permanent one within one semester's time. If the student does not complete the work within the proper time, the I will be changed to F.

WP—indicates that the student has been permitted to withdraw from the course without discredit. WP will be given in any course which the student drops prior to the end of the eighth week of the semester while doing passing work. No voluntary withdrawals are permitted thereafter.

WF—indicates that the student's work was not of passing quality at the time of his withdrawal. This grade is permanent.

The grades A, B, C, D, and F are assigned by the instructors, and they are permanent grades. Once they have been placed on the official record sheet, the instructors cannot change them. The numerical equivalents are:

A—90-100 D—55-64 B—80-89 F— 0-54

C-65-79

In order to provide a more narrow classification and in order to be able to give an accurate class rank, the school of law maintains the student's average by the combined letter and numerical system.

QUALITY POINTS. The faculty rates students also by the quality of work represented by the grades which have been defined in the paragraphs preceding. Thus, a term grade of A earns three quality points for each credit hour the course carries; B earns two quality points; C earns one quality points. D and F earn no quality points. To remain in good academic standing a student must maintain at least an average of C.

Report of Grades. Generally the report of a student's grades for each semester is sent to the student personally. Parents who desire reports of the grades of their son or daughter should write directly to the Dean of the Law School. Usually the grade reports are not ready until two weeks following the close of a semester.

ATTENDANCE IN CLASS. Regularity and punctuality in class attendance are strictly required. No student may take an examination or receive credit in a course if he has been absent in the course in excess of 20 per cent of the class periods. The Dean and the faculty will consider requests for permission to be absent because of emergency conditions. Absence from classes is a factor which may be taken into consideration in determining final grades.

RULES OF EXCLUSION AND RE-ADMISSION

- 1. A student in the Cumberland School of Law who, in his first semester, fails to obtain a grade average of at least a 0.8 will be placed on probation for one semester thereafter and if he fails to obtain a grade average of at least a "C" in the probation semester he will be dismissed because of poor academic standing. If such student obtains a grade average of at least a "C" in the probation semester, but fails in any subsequent semester to obtain a grade average of at least a "C", he may be dismissed because of poor academic standing.
- 2. A full-time student who in any semester after his first in the Law School fails to obtain at least a grade of "C" in three courses or in courses totaling eight or more semester hours, may be dismissed because of poor academic standing.
- 3. A student who has been dismissed because of poor scholarship, under and of the preceding rules, may apply to the Committee on Exclusion and Re-Admission for re-admission to the Cumberland School of Law. His application must be in writing and state reasons for his belief that he can comply with the academic requirements of the Cumberland School of Law.

CONDUCT. Students of the School of Law are subject to all the general rules of Samford University, as set forth in the Student Handbook of the University as well as to the regulations of the School of Law. Any student who fails to make of himself a desirable member of the University and allows his conduct or influence to become objectionable and unworthy will be asked to withdraw. Any person who registers in the University agrees to this reserved right.

EXPENSES

Basic Costs: For the law student there is one basic charge of \$34.50 per semester hour to cover all tuition and fees. This does not include variable expenses such as laundry, books, supplies, incidentals and special charges such as late registration, change of schedule, etc.

ROOM RENT IN RESIDENCE HALLS

The six residence halls at Samford contain single, double, and triple rooms, some with private baths, some with connecting baths, but most with baths on the hall. Most rooms have phones, but some do not.

Room and board rates for men per regular semester range from \$308.00 per occupant to \$460.77 per occupant. Summer term room rates for men range from \$67.50 per occupant to \$82.50 per occupant.

Room and board rates for women per regular semester range from \$308.00 per occupant to 465.77 per occupant. Summer term room rates for women range from \$67.50 per occupant to \$82.50 per occupant.

The University reserves the right to assign or reassign residence hall accommodations according to its own best judgment.

ESTIMATING YOUR EXPENSES FOR ONE SEMESTER

To assist you in estimating the cost of attending Samford University, the following typical semester charges are tabulated from the itemized list of expenses:

Tuition for 14 semester hours of work, the normal load required for graduation in 8 semesters, \$34.75 per		
semester hour	\$486.50	\$486.50
Room and board*	308.00	466.00
	8794 50	\$952.50

*Each student who lives in a residence hall will be required to select one of the following plans:

7	days-20	meals	 														 				S	243.7	77
7	days—13	meals	 	 	 					 				 								232.0	00
5	days—15	meals	 		 															. ,		225.2	25
5	days— 9	meals							 ٠							,						173.0	00

These totals DO NOT include variable expenses such as laundry, books, supplies, incidentals and special charges such as course fees, muhic fees, change of schedule fees, accident and health insurance premiums, etc.

SPECIAL FEES (Not Included in Tuition)

These fees apply to all classes, day, evening, fall, spring or summer.

,	
Automobile parking and registration, per year	\$ 5.00
Change of schedule	
**Graduation	35.00
Late Registration	10.00
Late Payment	10.00
Special examinations to make up excused absences	12.00
Transcript, payable in advance (each copy after the first)	1.00
Health & Accident Insurance payable at Registration, 12 months	22.00

TERMS OF PAYMENT

All student charges are payable at the beginning of the semester. Each student will be asked to indicate on his registration forms the person (parent, guardian,

^{**}Senior picture charge of \$10.00 included in this graduation fee.

himself, etc.) to whom he wishes his invoice to be sent. This invoice will then be mailed to the designated person after the student completes his registration procedure. The invoice will reflect any previous credits to the student's account (or any unpaid balances). The amount shown on the invoice must be paid by the date designated on the invoice. Payment after the due date will incur a \$10.00 penalty.

Students who wish to arrange a deferred payment plan are referred to the Birmingham Trust National Bank or any one of several lending and trust agencies which cooperate with the university in this connection. It should be noted that it is the sole responsibility of the student and/or his parents to make deferred payment arrangements in advance of registration.

CHECKS

The Student Accounts Office is authorized to cash checks up to \$30.00 for students whose accounts are in good standing. Checks are also accepted for payments on accounts.

A student who presents a check to Samford University that is not subsequently honored by the bank on which the check is drawn will be charged one dollar if the check is redeemed within five school days after the date appearing on his notification of the check's return. After the five-day deadline, an additional charge of one dollar per day will be made until the check is redeemed. Students presenting checks at registration that are not honored by the bank and, which must be collected after the normal registration period will be assessed the late payment fee of \$10.00 in addition to the regular returned check charges.

REFUNDS

The date of the drop a class or of withdrawal from which all claims for deductions and retunds will be computed is the date appearing on the official withdrawal card signed by the Dean of the Law School and returned to the Registrar's office, or the postmark date of a letter requesting withdrawal.

REFUNDS (tuition and fees)

A student registers for the entire semester. No deduction will be allowed for any course dropped after September 15 for the fall semester or February 16 for the spring semester. In order to be eligible for any reduction in charges or refunds for withdrawal or suspension from the University, the student must present an official withdrawal card dated and signed by the Dean of the Law School. In such cases, the following rules will apply (the first day of registration will be considered the first day of school):

- 1. If a student withdraws or is suspended before classes begin, he will be required to pay the University 10% of all tuition and fees applying to that semester. In no case of withdrawal of a new student will the charge be less than the application deposit.
- 2. If a student withdraws or is suspended within two weeks after the beginning of a semester, he will be required to pay the University 20% of all tuition and fees applying to that semester. In no case of withdrawal or suspension of a new student will the charge be less than \$50.00.

- 3. If a student remains in the University more than two weeks but less than six weeks he will be required to pay the University 50% of all tuition and fees applying to that semester.
- If a student remains in the University as much as six weeks of any semester he will be required to pay all charges for tuition and fees for the entire semester.

REFUNDS (residence hall rent)

A student moves into the residence hall for the entire semester. In order to be eligible for any reduction in room rent, the student must present an official notification from the Director of Auxiliary Services (for men) or the Associate, Student Affairs (for women). In such cases, the following rules will apply (the first day of registration will be considered the first day of school):

- 1. If a student moves out of the residence hall for any reason within two weeks after the beginning of a semester he will be required to pay the University 20% of his room rent for that semester.
- 2. If a student remains in the residence hall more than two weeks but less than six weeks he will be required to pay the University 50^{or}_{70} of his room rent for that semester.
- 3. If a student remains in the residence hall as much as six weeks of any semester he will be required to pay the University all charges for his room rent for that semester.

In no case of with drawal from the residence halls will the \$25.00 room deposit be refunded.

REFUNDS (summer sessions)

The summer session refund policy for withdrawal or suspension is as follows:

- Before classes begin—the student will be required to pay the University 10% of all tuition and fees.
- 2. Within the first week—the student will be required to pay the University 20% of all tuition and fees.
- 3. After the first week, but before the end of the second week, the student will be required to pay the University 50% of all tuition and fees.
 - 4. After two weeks no refunds will be made.
- No deductions will be allowed for any course dropped after one week from the date of registration.
- 6. For purposes of computing adjustments, the first day of registration will be considered the first day of school.
- 7. For a student who moves from the residence hall during a term but who remains in school, the room rent charge will be computed as follows:
 - a. With the first week-20% of his room rent.
 - b. After the first week, but before the end of the second week, 50% of his
 - c. After two weeks, 100% of his room rent.

SPECIAL INFORMATION FOR OCCUPANTS OF RESIDENCE HALLS

Residence halls for men and women are maintained by the university. An applicant desiring a room in the residence hall must complete and submit a room reservation request form which is a part of the application for admission. For those students living in the residence hall a room deposit of \$25.00 is required as long as a room is occupied. If the reservation is cancelled at least 60 days before the beginning of the term, \$12.50 of the room deposit will be refunded; if notice of cancellation is not received at least 60 days before the beginning of the term, no refund can be made. If the room is claimed as reserved the reservation fee becomes a security deposit as long as the room is occupied. If the student vacates a room at the end of a term after having given 50 days notice, the entire \$25.00 will be refunded 2 weeks later, provided the room is in good order and keys are returned. The reservation fee of a student not admitted to the college will be refunded in full.

Students are admitted only by the Dean of the School of Law. The wise student will apply early for admission and housing. However, the room application will not be dated and processed until the application for admission to the Law School is approved.

Students must furnish their own pillows and linens and such bed cover as they may wish to use. They are asked not to bring curtains. Each occupant must draw a key to his room before entering the residence hall.

Heavy appliances such as irons, electric heaters, television sets, etc., are not to be used in the students' rooms. Provision is made in utility rooms for pressing clothing, and the student is expected to furnish his own iron for use there. Coin-operated laundry machinery is also provided in the utility rooms.

Arrangements are made with a reliable city laundry to collect laundry once a week. Each student is responsible for his laundry bill, payable when the laundry is delivered.

Regulations governing residence hall occupants are established by the administration. These regulations are published in *The Student Handbook*.

Residence halls will be closed during regular university recesses.

The assignment of space in the residence halls will be made in accordance with a parietal agreement between the University and the Housing and Home Finance Agency. This agreement requires that housing space on the campus be assigned in the following priority:

- All rooms in men's and women's residence halls "A", otherwise known as project CH 53.
- All rooms in men's and women's residence halls "B", otherwise known as project CH 8.
 - 3. Any other rooms available for men and women students.

SPECIAL INFORMATION FOR STUDENTS WISHING TO OPERATE AUTOMOBILES ON THE CAMPUS

Each student wishing to operate an automobile on the campus will be required to pay an "identification fee" when he registers. He will receive an operating permit decal which should be affixed in the approved manner to the driver's side of the back glass (rear view window). The approved procedure for applying the operating permit decal consists of removing the protective paper covering from the face of the decal and applying it firmly in place, face to the glass, on the driver's side of the rear view window. The window where the decal is placed should be clean and dry, and care should be taken to see that no air bubbles are left under the decal.

CAUTION: Failure to register a car and properly display the decal will subject the offender to a \$5 fine.

Permits expire yearly on August 31 and must be renewed by the end of the second week of the fall semester if the car is to remain on the campus.

Ample room for parking is provided in clearly marked off-the-street parking areas. In the interest of safety and smooth traffic flow, no parking is permitted except in these areas.

A leaflet giving detailed traffic and parking regulations may be secured in the Business Office. Violation of traffic regulations will subject the student to disciplinary action and a fine.

CHAPEL ATTENDANCE

Regular Chapel attendance is regarded as a significant measure of a student's desire to participate in the spirit and customs of a university where the rightful place of worship, morality, and idealism in education is recognized. Each student is required to attend Convocation (Chapel) one period each week.

For each absence from Chapel in excess of three times during any semester, one-half credit hour is added to a student's requirement for graduation. All appeals to the Chapel Committee regarding penalties should be made within three weeks after the end of the semester.

MASTER SCHEDULE

Regular Program—(Day)

FIRST YEAR (REQUIRED)

Fall Semester		Spring Semester	
Torts I	3	Torts II	2
Contracts I	3	Contracts II	3
Property I	3	Criminal Law	3
Introduction to Procedure	2	Equity	3
Agency and Partnership	2	Property II	3
Legal Bibliography	1	• 1	
0 1 /			14
	14	*Elective	2
			16

SECOND YEAR (REQUIRED)

Fall Semester		Spring Semester	
Alabama Pleading	3	Alabama Equity Pleading	2
NIL	3	Trial and Appellate Practice	2
Evidence	4	Constitutional Law	3
Estate Planning	4	Estate Planning	3
		Corporations	3
	1.4	·	
			13
		*Elective	2
			15

THIRD YEAR

Fall Semester		Spring Semester	
Uniform Commercial Code	3	Federal Estate and Gift Tax	2
Federal Income Tax	-1	Moot Court	1
Conflict of Laws	3	Conveyance	2
Legal Ethics	1		
Federal Procedure	2		5
		*Electives	10
	13		
*Hectives	0		15
	-		

*Electives—Generally	taught	in	Fal
Semester			

- *Administrative Law
- *Alabama Evidence
- *Bankruptcy
- *Brief Writing Seminar
- *Code Pleading
- *Domestic Relations
- *Jurisprudence
- *Legal Aid

- *Electives—Generally taught in Spring Semester
- *Admirality
- *Alabama Évidence
- *International Law
- *International Trade Law
- *Labor Law
- *Secured Transactions
- *Tax Procedure Seminar

NOTE: A student is required to satisfactorily complete eighty-eight semester hours for graduation.

The above electives are those generally scheduled to be taught each semester indicated. However, additional electives are available and will be taught periodically.

Summer Term usually consists of elective courses and seminars, however, a minimum number of required courses may be offered. The summer term schedule will be announced during the spring semester. The summer term may be used to accelerate graduation.

The School of Law reserves the right to change or alter the Master Schedule without prior notice whenever in the opinion of the Dean and faculty it is academically beneficial to do so.

MASTER SCHEDULE

Extended Program— (Evening)

FIRST YEAR

Fall Semester		Spring Semester	
Torts I	3	Torts II	2
Contracts I	3	Contracts II	3
Property I	3	Criminal Law	3
Introduction to Procedure	2	Legal Bibliography	1
	11		
	11	*Elective	9 2
		Licetive	
			11
	SECON	D YEAR	
Fall Semester		Spring Semester	
Agency & Partnership	2	Equity	3
Alabama Pleading	2	Property II	3
Evidence	3	Constitutional Law	3
	7		9
• Electives	4	*Electives	2
	11		11
	THIRD	YEAR	.,
Fall Semester			
Estate Planning		Spring Semester	
NIL Planning	4	Estate Planning II	3
Federal Income Tax	3	Equity Pleading	2
Legal Ethics	3	Corporations	3
Legal Lines	1	Federal Estate & Gift Tax	2
	11		10
		*Elective	1
			11
	FOURT	H YEAR	
Fall Semester		Spring Semester	
Uniform Commercial Code	3	Trial & Appellate Practice	0
Conflict of Laws	3	Alabama Evidence	2 2
Federal Procedure	2	Moot Court	1
			1
	8		5
• Electives	3	• Electives	6

3

- *Electives—Generally taught in Fall Semester
- *Administrative Law
- *Bankruptcy
- *Domestic Relations
- *Jurisprudence

- *Electives—Generally taught in Spring Semester
- *Admirality
- *International Law
- *Labor Law
- *Secured Transactions

Summer Term—usually consists of elective courses and seminars, however, a minimum number of required courses may be offered. The summer term schedule will be announced during the spring semester.

Note: A student is required to satisfactorily complete eighty-eight semester hours for graduation. The above schedule indicates a possibility of accomplishing this in eight academic semesters, however, it is recommended that a student in the extended program carry less than the number of semester hours indicated in the fall and spring semesters and attend the summer term program.

The School of Law reserves the right to change or alter the Master Schedule without prior notice whenever in the opinion of the Dean and faculty it is academically beneficial to do so.

COURSES OF STUDY

SCHOOL OF LAW

(The number which follows the title of each course refers to the credit for the course in semester hours. Courses with asterisks are elective).

FIRST YEAR

LAW 502. TORTS I. (3) General principles of tort liability; parties held responsible; remedies for torts; injuries to persons, property and character; negligence; acts at peril; unlawful interference with business.

LAW 503. TORTS II. (2) Continuation of LAW 502.

LAW 506. CONTRACTS I. (3) Elements of contract; parties, considerations, agreement subject matters; formal requirements; the legality of contracts; quasi-contracts; performance or breach; remedies. Pertinent provisions of the Uniform Commercial Code are covered.

LAW 507. CONTRACTS II. (3) Continuation of LAW 506.

LAW 521. EQUITY JURISPRUDENCE (3) Rise and progress of the High Court of Chancery; equitable maxims; trusts; mortgages; assignments; accidents and mistakes; notice; equitable estoppel; conversion and reconversion, specific performance; injunctions; accounts; partnership, creditors and administration suits; jurisdiction over infants, idiots, and lunatics; bill quia timet and for a discovery.

LAW 541. AGENCY & PARTNERSHIP (2) Nature and purpose of relation of principal and agent; parties; creation, existence and termination of relationship; ratification of unauthorized acts; scope of authority and manner of executing it; duties and liabilities between principal and agent and as to third persons; actions and damages.

LAW 549. INTRODUCTION TO LEGAL PROCEDURE. (2) Introduction to the basic elements of civil procedure, including the general rules of pleading, requirements of form for the various pleadings; with some emphasis on discovery and other pre-trial proceedings.

LAW 551. DOMESTIC RELATIONS. (2) Persons under disability, their contracts and torts; marriage and divorce, including validity of interstate divorces; rights and liabilities of husband and wife; property rights under common law and Married Women's Acts; parent and child rights and obligations arising out of the relation; guardian and ward.

LAW 561. CRIMINAL LAW. (3) General principles applicable to the common law of crime; offenses against the government; offenses against the person; offenses against a dwelling house; offenses against property and maritime offenses.

LAW 573. PROPERTY I (3) The feudal system; tenures; estates of freehold and less than freehold; construction of limitations in deeds and wills; transfers inter vivos, covenants running with the land; easements and profits; reversionary rights, personal property and chattels.

LAW 574. PROPERTY II. (3) Continuation of LAW 573 with emphasis on conveyancing and modern property transactions.

LAW 581. LEGAL BIBLIOGRAPHY. (1) The nature of law books and their use; the purpose and use of digests as indexes to state and national reporter systems; the use of satutes and codes; problems in the law are assigned for the practical application of research methods.

SECOND YEAR

LAW 601. ALABAMA PLEADING I. (2) This course is concerned with the principles of pleading in actions at law in Alabama. The course is devoted to a study of complaints, demurrers, and pleas in actions at law. (Required of all Alabama students.)

LAW 602. ALABAMA PLEADING II. (2) This course is concerned with the principles of pleading in suits in equity in Alabama. The course is devoted to a study of bills in equity, pleas and answers, and other matters. (Required of all Alabama students.)

LAW 604. TENNESSEE PROCEDURE. (2)* This course is concerned with the principles of pleading in actions at law in Tennessee. The book used in this course is *History* of a Lawsuit which is accepted in Tennessee as the authoritative work on Tennessee pleading. This course is taught by the author. (Required for all Tennessee students.) (May be taught as Law 146 and 147.)

LAW 606, TRIAL AND APPELLATE PROCEDURE. (2) Juridiscition and practice of and incident to civil and criminal appeals. Drafting of applicable papers required.

LAW 607. EVIDENCE I. (3) Judicial notice; presumptions and burden of proof; admissions, the hearsay-evidence rule, and its exceptions; documentary evidence; the parole evidence rule; expert testimony and expert opinion evidence; circumstantial evidence; real evidence, provinces of court and jury; witnesses; evidence illegally obtained; effect of contracts changing or waiving rules of evidence.

LAW 609. ALABAMA EVIDENCE. (2) Continuation of LAW 607 and 608 with emphasis on the particular Alabama rule of evidence and specific Alabama interpretation and application of general principles in this field.

LAW 610. APPELLATE BRIEF WRITING (1)* This is a course designed to teach the techniques of successful brief writing at appellate level.

LAW 620, CODE PLEADING. (2)* Pleading and practice under new code procedures in the various states.

LAW 621. CONSTITUTIONAL LAW. (3) Preconstitutional development, philosophy and form of constitutions; interpretation and constructions; the amendment of constitutions; the Federal System; distribution of sovereign powers, power of the executive, powers of the legislature and judicial powers; constitutional limitations and guaranties.

LAW 624. QUASI-CONTRACTS. (2)* Contracts implied in fact; contracts implied in law; for work and labor; for money had and received; for money paid; forms of action.

LAW 626. SALES. (2)* Sales; contracts to sell; auctions; cash sales; appropriations; C.O.D., F.O.B., C.I.F.; future goods; individual shares; open price, stoppage in transit; conditional sales; liens; consignments; delivery on approval; fraud and retention of possession; statute of frauds; negotiable bills of lading; bulk sales; warranties; inspection; acceptance; remedies. Pertinent provisions of the Uniform Commercial Code are covered.

LAW 631. NEGOTIABLE INSTRUMENTS AND BANKING. (3) The common law of bills, notes, checks and bonds; the rules governing them under the Uniform Negotiable Instruments Law; the execution of negotiable instruments; formal requirements of negotiable paper; negotiability; transfers; holders in due course; discharge; legal obligations and duties between banks and depositors; effect of special contracts; collections by banks and their liens. Pertenent provisions of the Uniform Commercial Code are covered.

LAW 637. CORPORATIONS. (5) This course deals with the formation of corporations and their powers, the duties and liabilities of directors and the rights and powers of stockholders. Promoters' agreements; distribution of corporate powers between shareholders, directors and officers; de facto existence; directors' duties and remedies.

LAW 644. DAMAGES. (2)* A study of the kinds of damages, nominal, compensatory and punitive; admeasurement of damages in particular actions; speculative remote or contingent damages; aggravation or mitigation of damages; general and special damages.

LAW 661. MUNICIPAL CORPORATIONS. (2) The nature of municipal corporations; their creation and organization; municipal charters; municipal territory; powers of municipal corporations; their governing bodies; municipal officers; contracts, torts, property; records; dissolution.

LAW 665. CRIMINAL LAW PROCEDURE. (2)* Procedural aspects of Criminal Law in State and Federal Courts.

LAW 675. SECURITY TRANSACTIONS. (2) Obligations of guarantors; contracts of suretyship; liabilities of sureties; interpretation and construction of contract, fraud and duress; discharge or release of sureties; rights and duties of creditors, sureties and prin-

cipals; contribution and exoneration. Form, substance and elements of the mortgage; transfer of secured interest, priority and marshalling. Pertinent provisions of the Uniform Commercial Code are covered.

LAW 680. LEGAL HISTORY. (2)* The history of Anglo-American law from its early beginning in the eleventh century to its present position in the twentieth century. Development of writs; courts and juries, development of legal institutions; reception of the English law in America.

LAW 685. ADMIRALTY. (2)* Maritime jurisdiction; maritime liens, claims of maritime workers, carriage of goods at sea; particular maritime transactions, including charter parties, salvage, general average and insurance; liability for collision; limited liability.

LAW 691. LEGAL WRITING. (2)* The preparation of a written article of an assigned or selected subject. This subject is designed to promote independent research and writing.

LAW 692. LEGAL ACCOUNTING. (2)* Study analysis of balance sheet, income statement, and accounting concepts and principles that serve as controls over corporate distributions; financial reporting and investor protection; problems in accounting relating to various areas of the law.

LAW 693. UNIFORM COMMERCIAL CODE SEMINAR (2)* Selected problems under the Uniform Commercial Code, with emphasis on the rights of the consumer. Emphasis also given to other regulatory statutes, such as Motor Vehicle and Retail Installment Credit legislation.

THIRD YEAR

LAW 701. PRACTICE. (2)* A study of the practical side of the work of lawyers; drafting legal instruments; preparation of pleading; trial briefs and preparation for trial; the trial of the case; praying and perfecting appeals; preparation of briefs in appellate courts; petitions for the writ of certiorari.

LAW 702. PROCEDURE IN FEDERAL COURTS. (2) Limits of federal jurisdiction; the Supreme Court, its appellate and original jurisdiction; the system of federal courts; federal, civil and criminal jurisdiction; removal of cases to federal courts; appellate jurisdiction of the circuit court of appeals; appellate procedure; pleading and procedure under the federal rules.

LAW 704. INSURANCE. (2)* The theory of insurance; kinds of insurance, fire, life, accident, and other forms; the insurance contracts; the premium; insurable interest; the risk insured against; rights, duties and liabilities of insurer and insured; representations and warranties; payment of losses, contribution and subrogation; reinsurance; actions on policies.

LAW 707. BANKRUPTCY. (2)* Creation of courts of bankruptcy; acts of bankruptcy; voluntary and involuntary bankruptcy; process; pleading, schedules and adjudication; debts dischargeable and those not dischargeable in bankruptcy; appointment of receivers and trustees; granting and revocation of discharges in bankruptcy; administration of the bankrupt's estate. Pertinent provisions of the Uniform Commercial Code are covered.

LAW 621. CONSTITUTIONAL LAW. (3) Preconstitutional development, philosophy and form of constitutions; interpretation and constructions; the amendment of constitutions; the Federal System; distribution of sovereign powers, power of the executive, powers of the legislature and judicial powers; constitutional limitations and guaranties.

LAW 725. PLANNING AND ADMINISTRATION OF ESTATES. (4) Form and requisite of wills; fraud and undue influence; restraints on testamentary power; capacity and power to make wills; execution and revocation; construction and interpretation; the nature, creation and elements of a trust; expressed and implied trusts; rights, duties, and liabilities of trustees and beneficiaries; liabilities of third persons; transfers by trustees and beneficiaries; the doctrine of notice as applied to trusts; administration of estates, their powers and duties; settlement and distribution of decedent's estates with tax problems incident thereto; problems in future interests in real estate.

LAW 726. PLANNING AND ADMINISTRATION OF ESTATES. (3) A continuation of LAW 725. These two courses are an integration of Wills, Trusts, Future Interests, and the Administration of Estates.

LAW 731. LEGISLATION. (2)* Constitutional requirements; legislative organization and proceedings; interpretation of statutes in relation to the common law and in relation to other statutes; the purpose and subject matter of statutes. Pertinent provisions of the Uniform Commercial Code are covered.

LAW 741. CONFLICT OF LAWS. (3) Problems of procedural and substantive laws concerning the rights of persons and property within the territorial borders of one state or nation by reason of acts done within the territorial borders of another state or nation.

LAW 742. INTERNATIONAL LAW. (2)* The nature, scope, development and jurisdiction of international law; rules of warfare; treaties; sanctions; world organization.

LAW 743. INTERNATIONAL TRADE LAW. (2) A survey of basic legal problems faced by corporations, joint enterprises, and individuals doing business abroad. Practical export-import and foreign investment operations are studied from national and international law viewpoints.

LAW 744. ADMINISTRATIVE LAW. (2)* The powers and jurisdiction of administrative officers, boards, and tribunals; constitutional limitations upon administrative officers, boards and tribunals; practice and procedures before administrative officers, boards and tribunals and constitutional limitations upon such procedure; jurisdiction of the courts to review administrative orders and decisions.

LAW 746. MILITARY LAW. (1)* Principles of military law; court martial procedures; rules of land warfare.

LAW 761. STATE TAXATION. (2)* The nature, object and purpose of taxation; subject to taxation; situs of property for purposes of taxation; exemptions; particular types of taxation; levy and assessment; constitutional limitations; tax liens; collection of taxes, tax sales and titles.

LAW 762. FEDERAL ESTATE AND GIFT TAX. (2) Origin and economic basis of Federal estate and gift tax; jurisdiction to tax; estate tax problems; gift tax problems.

LAW 763. FEDERAL INCOME TAX. (3) Origin and economic basis of Federal income tax; jurisdiction to tax; taxable income; exceptions and deductions; capital gains; basis and adjusted basis; income tax problems.

LAW 765, FEDERAL TAX PROCEDURE. (2) This course emphasizes all procedural problems up to and including the Tax Court procedures.

LAW 767. LABOR LAW AND LABOR STANDARDS. (2)* Legal problems incident to collective bargaining by employees at common-law and under modern federal and state legislation; Taft-Hartley Act; closed shop; union shop; picketing; the strike. Rights of labor and rights of management. Common law rights of employees and rights under modern federal and state legislation.

LAW 768. EMPLOYEE BENEFITS. (2)* A study of benefits arising from the employment relation; workmen's compensation, unemployment insurance, social security.

LAW 771. OIL AND GAS. (2)* A study of the law, statutes, and regulations relating to the production, processing, and transportation of oil and gas.

LAW 773. TRADE REGULATIONS. (2)* Antitrust policy under Sherman, Clayton federal Trade Commission Acts; restraints of trade and monopoly; price fixing; trade association activities; market divisions; resale price maintenance; delivered price systems; patents and patent procedure. A study of the legal, economic and social principles underlying government regulation of private business; common law doctrine as well as statutory regulations are considered.

LAW 775. MODERN CONSTITUTIONAL PROBLEMS. (2)* Recent decisions of the United States Supreme Court and implications thereof. Problems in a changing society.

LAW 776. FLORIDA CONSTITUTIONAL LAW. (2)* Florida constitutional provisions and problems.

LAW 780. LAW AND MEDICINE. (2)* Study of the principle organ systems, elementary pathology, toxicology and clinical psychiatry. Preparation and participation of medical witnesses. Hospital charts and records. Malpractice and interprofessional problems. Anatomical charts and various visual aids are employed in presentation of the course.

LAW 781. LEGAL ETHICS. (2) Duties of lawyers to courts and clients; ethical problems in actual practice; attitude toward the court and fellow members of the bar; unauthorized practice of law; canons of ethics to The American Bar Association.

LAW 783. GOVERNMENT CONTRACTS. (2)* The examination of government contracts; other actual legal work assigned by the appropriate officer in charge at the U. S. Army Ordinance District. This course is open only to students recommended by the Dean of the Law School and accepted by the U. S. Army Ordinance District, Birmingham, Alabama. One hour of credit is given each semester for a period of two semesters. (Students taking this course may not take Law 385.)

LAW 785. LEGAL AID I. (1)* The student works with the Director of Legal Aid of the Birmingham Bar Association and does assigned work with Legal Aid clients. This course is open to selected students and carries one hour credit per semester for a period of two semesters. (Students taking this course may not take Law 383.)

LAW 786. LEGAL AID II. (1)* Continuation of LAW 785.

LAW 790. JURISPRUDENCE. (2)* A study of the judicial process; the principal schools of jurists; theories of the nature of law and the legal order; the problems of the science of law today and their application to the American social system. Law as normative order; the legal hierarchy; some theories of law; law and state; principles of justice.

LAW 791. PRACTICE (MOOT) COURT. (1) To become a lawyer, the student must learn the practical application of the rules of procedure; it is through the rules of that rights and obligations are enforced and protected; each student is required to conduct suits from the commencement to the final hearing; students act as attorneys, jurors, clerks and sheriffs.

LAW 792. PRACTICE (MOOT) COURT. (1) Continuation of LAW 791 with emphasis on Federal practice.

LAW 793. PRACTICE (MOOT) COURT. (1) Continuation of LAW 791 on the appellate level.

The foregoing courses are subject to change as the School of Law may deem expedient.

LEGAL FRATERNITIES AND SORORITIES

Pi Chapter of Sigma Delta Kappa, chartered 1922 Beta Pi Chapter of Phi Delta Delta, chartered 1966 Grafton Green Senate of Delta Theta Phi, chartered 1948 Cordell Hull Chapter of Phi Alpha Delta, chartered 1949 Memory Leake Robinson Inn of Phi Delta Phi, chartered 1965 Zeta Chapter of Iota Tau Tau, chartered 1929 (inactive at this time)

The purpose of these fraternal groups is to unite fraternally congenial students of law, to promote thorough legal scholarship, and to form a strong link between the School of Law, the students, the alumni, and members of the legal profession in general.

DAMES CLUB

The Dames Club is composed of wives of the faculty and students of the School of Law. The purpose of the club is to promote a friendly relationship among the students, faculty, and their families.

STUDENT BAR ASSOCIATION

The Student Bar Association is the foundation of the student organization for the School of Law. It is comprised of officers elected by the student body and representatives elected by the different classes. Its purpose is to foster and promote student and school activities which tend to increase school spirit and work benefits for the student body and the University.

THE CORDELL HULL LIBRARY

The Law Library contains a collection in excess of 50,000 volumes. The library is kept up to date by the constant addition of newly published books, current legal periodicals, and current loose-leaf services.

All of the published opinions of the courts of last resort of all the states of the United States, together with the reports of all the Federal Courts, and the intermediate Appellate Courts of the State of New York are found in the library. It contains over 250 complete sets of the leading legal periodicals, kept up-to-date, and current volumes of many other legal periodicals. It also contains federal and state codes, statutory materials, treatises, and textbooks. The library contains the National Reporter and Digest Systems Corpus Juris, Corpus Juris Secundum, Ruling Case Law, American

Jurisprudence, L. R. A., both original and new series, American Law Reports, Federal Cases, United States Reports, American Reports, American Decisions, American State Reports, English Ruling Cases, and British Ruling Cases. In addition, the library keeps a great collection of other standard law books, the English Reprint, and all later published cases, and the current Statutes Revised. Australian, New Zealand, Philippine, Canadian, Puerto Rican, African and other Common Law materials are available in complete sets and are kept current. Specialized sets such as Cox's Criminal Law Cases and Lloyd's List Law Reports have recently been acquired. A Mark VII Microcard Reader together with microcards of the complete briefs and records of the U. S. Supreme Court for several recent years are available.

THE GREEN CHAIR OF LAW

In 1948 the Green Chair of Law was established in connection with the Second Century Program of development of Cumberland University while Cumberland was being operated under the auspices of the Tennessee Baptist Convention. This endowed Chair was named in honor of three men who rendered distinguished service to Cumberland University and to the State of Tennessee. These were Nathan Green; his son, Nathan Green, Junior; and the latter's son, Grafton Green. Nathan Green and Nathan Green, Junior, were professors in the School of Law. Grafton Green was an alumnus of the University, and took time from his arduous duties as Chief Justice of the Supreme Court of Tennessee to serve as special lecturer in the School of Law.

By action of the Board of Trustees in January, 1950, Judge Sam B. Gilreath was appointed Green Professor of Law. Judge Gilreath, a professor of law since 1932, was the first to receive the honor of appointment to this Chair. The chair is presently vacant.

Honors

Candidates for the J.D. degree who, on the basis of their three-year's record in law school, are ranked in the top ten per cent scholastically of their graduating class may, upon proper recommendation of the faculty, be awarded degrees cum laude, magna cum laude, or summa cum laude. Students who have been admitted with advanced standing from other law schools must have maintained an over-all average grade of B on all transferred credit in order to be eligible for honors.

NATIONAL MOOT COURT COMPETITION

The Young Lawyers Committee of the Association of the Bar of the City of New York annually sponsors a National Appellate Moot Court competition. Each year students representing the Cumberland School of Law compete in this event. The Regional competition is conducted each year in Atlanta during the month of November, and the final rounds are held in New York City in December. Awards are presented to the regional winners for best argument and best brief and likewise for the national winners. Those students of the Cumberland School of Law who participate have their names inscribed on a plaque which is prominently displayed in the law school building.

SCHOLARSHIP AND LOAN FUNDS

ALABAMA DEFENSE LAWYERS ASSOCIATION SCHOLARSHIP. An Annual Scholarship in the amount of \$500.00 is awarded to a third year student, preferably an Alabama resident, who has evidenced an interest and ability in trial and appellate practice. The first student to hold this scholarship was Mr. Alva Caine, who is also Vice President of The Student Division of The American Bar Association.

PROFESSOR CHESTER HOWARD SMITH SCHOLARSHIP AND LOAN FUND. Former Arizona students who are graduates of the Cumberland School of Law of Samford University have established a fund in affectionate and respectful memory of Professor Chester Howard Smith, who devoted his life to the progress of law students and who was an outstanding Professor of Law at the University of Arizona College of Law. The fund at this time is used exclusively to provide USAF Loans rather than scholarships. Priority for loans under this fund will be given to Arizona applicants.

CLOVERDALE FUND SCHOLARSHIP. This scholarship was established for the purpose of providing a tuition scholarship to married students who are residents of Montgomery County, Alabama. Preference will be given to graduates from Troy State University.

ROBERT W. KING AWARD. A one hundred dollar award made annually to a senior student who has demonstrated an outstanding interest in and who best depicts the spirit of the Cumberland School of Law. This award is made possible by alumnus Robert W. King.

LAW DAMES SCHOLARSHIP AND LOAN FUND. This scholarship and loan fund was founded by the Cumberland School of Law Dames Club in 1966-67. This organization is composed of the wives of the students attending the Cumberland School of Law of Samford University. The fund makes available scholarships and loans for married students at the Law School.

H. W. Sevits Memorial Scholarship. An annual scholarship in the amount of one hundred dollars is awarded to any law student who has indicated an interest in the social implications of the law. This award is made available by the donor Mr. Stephen W. Sevits in memory of his lawyer father, Mr. W. W. Sevits.

BAPTIST SENIOR COLLEGE SCHOLARSHIP. This scholarship was established to assist graduates from Baptist senior colleges to begin their professional legal training. Character and scholarship are the primary factors considered in choosing the recipient of this award. The successful applicant may receive tuition and fees for one academic year.

BIRMINGHAM BAR ASSOCIATION MEMORIAL FUND SCHOLARSHIP. An Annual Scholarship of \$500.00 is awarded to a deserving law student, a resident of Jefferson County. Alabama. by the Birmingham Bar Scholarship Committee. The first recipient of this award is a Cumberland student, Mr. Orrin K. Ames, President of 1968-69 Senior Class. Applications should be filed with the Birmingham Bar Association Memorial Fund Scholarship Committee, 900 Jefferson County Courthouse, Birmingham, Alabama 35203, not later than May 15.

SCHOLARSHIP FOR GRADUATES FROM A COLLEGE OR UNIVERSITY WITHIN THE STATE OF TENNESSEE. This scholarship was established to assist outstanding graduates of colleges and universities within the State of Tennessee. Character and scholarship are the primary factors considered in choosing the recipient of this award. The successful applicant may receive tuition and fees for one academic year.

SCHOLARSHIP FOR GRADUATES FROM A COLLEGE OR UNIVERSITY WITHIN THE STATE OF ALABAMA. This scholarship was established to assist outstanding graduates of colleges and

universities within this state. Character and scholarship are the primary factors considered in choosing the recipient of this award. The successful applicant may receive tuition and fees for one academic year.

ACADEMIC SCHOLARSHIPS. These scholarships are available to any applicant with sufficient character and scholarship and are filled on a competitive basis.

Application for these scholarships must be filed with the Dean of the Law School not later than May 30 and November 30. Scholarships are awarded for the academic year beginning with the Fall Semester and may be awarded for an academic year beginning with the Spring Semester.

MEDALS AND AWARDS

AMERICAN JURISPRUDENCE AWARD. The joint publishers of American Jurisprudence, Bancroft-Whitney Company, San Francisco, California, and The Lawers Co-operative Publishing Company, Rochester, New York, award a specially bound title of American Jurisprudence to the student making the highest grade in each of a number of courses covered by titles of American Jurisprudence.

LITTLE, BROWN & COMPANY AWARD. Little, Brown & Company, Boston, Massachusetts, awards a copy of An Estate Planner's Handbook each year to the student making the highest combined average grade in the courses on Trusts and Wills and Administration of Estates.

THE NATHAN BURKAN MEMORIAL COMPETITION. The American Society of Composers, Authors and Publishers, in memory of Nathan Burkan, makes an annual award in invited schools to the senior student who prepares the best paper on the subject of Copyright Law. The winning paper within the law school is awarded \$250 by the Society and there is a second place award of \$100. The national winner receives a first-place award in the sum of \$1,000.

THE BOBBS-MERRILL COMPANY, INC., AWARD. An award of Volume One of the Tennessee Code Annotated, containing the Federal and State of Tennessee constitutions, annotations and Court Rules, is awarded annually to the senior student with the highest three-year average who intends to practice in Tennessee. This award is made by the Bobbs-Merrill Company, Inc., Indianopolis, Indiana, publishers of the official Tennessee Code.

In addition, The Bobbs-Merrill Company, Inc., annually awards a copy of Clark on Irusts to the freshman student with the highest average in the regular examinations during the freshman year.

W. H. Anderson Company Award. The W. H. Anderson Company, Cincinnati, Ohio, annually awards a copy of Stearn's Law of Suretyship, revised by James L. Elder, to the student receiving the highest grade in the course of Suretyship.

AMERICAN LAW BOOK COMPANY AWARDS. The American Law Book Company, St. Paul, Minnesota, annually awards volumes for achievement in certain designated courses.

FOUNDATION PRESS, INC., AWARD. The Foundation Press, Inc., Brooklyn, New York, awards a copy of *Lattin on Corporations* to the student receiving the highest grade in the course on Federal Procedure.

PRENTICE HALL FEDERAL TAX GUIDE AWARD. Prentice Hall, Englewood Cliffs, New Jersey, annually awards a Federal Tax Guide to the senior student in each section of the senior class who has the highest grade in the course on Taxation.

THE UNITED STATES LAW WEEK AWARD. The Bureau of National Affairs, Inc. gives a one-vear subscription to LAW WEEK magazine to the senior student having the highest scholastic average.

NATIONAL LEGAL WRITING CONTESTS

In addition to the above prizes and awards, there are many national legal writing contests available to the law student. The Cumberland Law student is urged to participate in any of these contests which may appeal to his particular interest or be on a subject in his area of study. The Jerry Geisler National Legal Writing Contest for 1964-65 sponsored by the Sigma Delta Kappa Fraternity was won by a Cumberland student and the national legal writing contest jointly sponsored by the Personal Finance Section of the American Bar Association and American Law Student Association was won by a Cumberland student for 1964-65. The Geisler Award is a minimum of \$200 and the American Law Student Association Award amounts to over \$400 for the national winner. Alfred Benjamin

Strand, Cumberland law student, won 3rd place in the National Grange Legal Writing Contest for 1966 for a total of over \$400.00 in prize money. In 1967 a Cumberland student again won the Geisler award. In 1968 a Cumberland Student again won the Geisler Award, and another Cumberland student won a regional award in the American Bar Association Personal Finance Section Contest.

RIGHTS RESERVED

The Law School reserves the right to modify the requirements for admission and graduation, to change the arrangement or content of courses, to change the casebooks used, to alter any regulation affecting the student body, and to dismiss or drop from the School any student at any time, if it is deemed in the best interest of the School or the student to do so.

ADMINISTRATION

THE BOARD OF TRUSTEES

Cumberland School of Law of Samford University is under the control of a board of thirty-six trustees elected by the Alabama Baptist State Convention for terms of three years and of six trustees elected for life. The date after each name below is that in which the term expires:

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*Member of Executive Committee.

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PART-TIME FACULTY	
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	Lecturer Lecturer
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	Lecturer
ROBERT S. VANCE, B.S., LL.B., LL.M. B.S., LL.B., LL.M., Jenkins, Cole, Callaway & Vance	Lecturer
RICHARD WADE, LL.B., Director of Legal Aid Society	
of Birmingham	Lecturer
WINTON G. WILSON, LL.B. LL.B., Griffin & Wilson	Lecturer

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	JANET	WELLS,	AILEEN	EVANS	
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1968 GRADUATES BACHELOR OF LAWS DEGREE

Roy B. Willett Roanoke, Va.

JURIS DOCTOR DEGREE

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Emmett Abdoney Logan, W. V	va.
John Samuel Andrews	an
Warren Michael Atchison Birmingha	ım
Lawrence Jay Barr Miami, F	la.
James Gordon Blanchard, Jr Evans, C	Эa.
Louis Hanover Bayer Birmingha	am
Louis Hanover Bayer Birmingha George Milton Boles Scottsbo	ro
Luther R. Boyd Biloxi, Mi	iss.
Robert Eugene Carter Scottsbo	oro
Clement Joseph Cartron III Cullm	an
Robert Edward Castleberry Tuscumb	oia
Chris Steve Christ Canonsburg, F	Pa.
James Calvin Clay Mob.	ile
James Calvin Clay Mob. Herman Warren Cobb Cullm	an
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Stephen Henry Davis Jacksonville, F	la.
William Taylor Denson Summerville, C	Ga.
Deno Panayes Dikeou Denver, Co	lo.
Chriss Hershel Doss Birmingha	am
Stanford Harmon Downey, Jr. Birmingha	am
Mary Elizabeth Dugdale Philadelphia, I	Pa.
John Gabriel Falusy Upland, C	Y.
Don Antonio Fendon Upland, C	al.
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Joanne Fortunata Furner Washington, D.	.C.
Charles William Gorham Holly Por	nd
Charles William Gornam Ludowici, C	Ga.
Lewis Madison Groover, Jr. Lewis Madison Groover, Jr. Theron Asbury Guthrie, Jr. Ludowici, C Pensacola, F Pensacola, F	la.
Theron Asbury Guthrie, Jr	am
Robert Wellington Gwin, Jr. Birmingha B. Don Hale	an
B. Don Hale	am
Winston Jackson Hughes Birmingha	am
Neely S. Inlow Birmingha Fufar	nla
Russell Lee Irby Eufat	

Michael Davis Jonas	Aberdeen, Miss.
Timothy H. Kenney	. Delray Beach, Fla.
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William Dennis Latham	Maplesville
Don Edward Lawley	Montevallo
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Riverson Samuel Leonard	Tampa, Fla.
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Theodore Ben Scott	
William Alexander Scott, Jr.	Birmingham
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William Arthur Wilkes Gree	. St. Petersburg, Fla.
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Paymond Clifton Winston	est Palm Beach, Fla.
Raymond Clifton Winston	Birmingham
Edward Jacob Witten	Birmingham
Edward Jacob Witten	Jacksonville, Fla.
William Brice Woodward, Jr.	Florence
Joel Peter Yanchuck	St. Petersburg, Fla.

HONOR ROLL OF DISTINGUISHED ALUMNI

Many of the thousands of graduates of the Cumberland School of Law have become distinguished in their chosen profession or in some related field, as indicated in the partial list given below.

This list is by no means complete. Any alumnus or friend who can furnish additional names is urged to do so. The list does not contain the names of judges of local or county courts, unless such alumni are distinguished in some other respect.

- *Abernathy, A. J., Chancellor, Tennessee
- Abernethy, Thomas G., Member of Congress, Mississippi
- *Acklen, J. H., Member of Congress, Louisiana
- Adams, Hal W., Judge, Florida
- *Adkins, A. Z., Judge, Florida
- *Allen, A. C., Judge, Texas
- Allen, Ben, Attorney General, Circuit Judge, Tennessee
- Allen, Bruce, Assistant Attorney General, Texas
- Allen, George E., former Director of R.F.C., Washington, D. C.
- Allen, "Private" John, Member of Congress, Mississippi
- Allen, M. O., Commissioner of Insurance and Banking, Tennessee
- *Allred, James V., Attorney General, Governor, U. S. District Judge, Texas
- Almon, Reneau P., Judge, Court of Appeals, Alabama
- *Anderson, George, Judge, Mississippi
- *Anderson, Hugh C., Chief Justice, Presiding Judge, Tennessee
- *Anderson, R. S., Judge, Texas
- Anderson, Walter H., Attorney and Author, Idaho
- *Andrews, W. H., Judge, Texas
- Arakawa, S., Professor, Imperial University, Japan
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